

Committee Room,  
Austin, Texas, April 7, 1933.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 840, A bill to be entitled  
"An Act validating and legalizing the  
authorization of bonds issued by or on  
behalf of any county, city, district, or  
political subdivision of this State, for  
the construction of sea walls; vali-  
dating the levy and assessment of  
ad valorem taxes in payment thereof;  
validating the manner of holding the  
election, canvassing the returns, and  
declaring the result of such election;  
and declaring an emergency,"

Has carefully compared same, and  
finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,  
Austin, Texas, April 7, 1933.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 852, A bill to be entitled  
"An Act providing for the jurisdic-  
tion of the County Court of Gillespie  
County, conferring upon said Court  
civil and criminal jurisdiction, and  
increasing the criminal and civil juris-  
diction of said Court; conforming the  
jurisdiction of the district court of  
said County to such change; fixing  
the time of holding court, and to re-  
peal all laws in conflict with this Act,  
and declaring an emergency,"

Has carefully compared same, and  
finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,  
Austin, Texas, April 7, 1933.

Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 875, A bill to be entitled  
"An Act to be known as Articles  
1656-a and 1656-b, applying to coun-  
ties having a population of 350,000  
or more, according to the last pre-  
ceding or any future Federal Cen-  
sus, prescribing the authority of the

county auditor with reference to the  
system, forms, and reports to be used  
in connection with the receipt and  
disbursement of all county revenues,  
funds, fees, and moneys received and  
disbursed by county and precinct of-  
ficers belonging to the county, its  
subdivisions, and precincts, including  
moneys collected and disbursed by, or  
on hand with, such officers for the  
benefit of individuals, firms, or cor-  
porations; prescribing the time, mode,  
and manner of making monthly, an-  
nual, or other reports to the auditor;  
authorizing the auditor to verify the  
cash on hand in support of all offi-  
cial reports of such officers relating  
to such receipts, disbursements, and  
balances; requiring the approval of  
the judge of the court in which such  
funds were deposited on all disburse-  
ments of such trust funds and re-  
quiring the countersignature of the  
county auditor on all checks issued,  
etc., and declaring an emergency,"

Has carefully compared same, and  
finds it correctly engrossed.

HARRISON, Chairman.

#### FORTY-NINTH DAY

(Monday, April 10, 1933)

The House met at 11:45 o'clock a. m.,  
pursuant to adjournment, and was  
called to order by Speaker Stevenson.

The roll was called, and the follow-  
ing Members were present:

Mr. Speaker.	Clayton.
Adamson.	Colson.
Aikin.	Coombes.
Alexander.	Cowley.
Alsup.	Crossley.
Anderson	Daniel.
of Bexar.	Davidson.
Anderson	Dean.
of Johnson.	Devall.
Baker.	Dunlap.
Barrett.	Dunagan.
Barron.	Duvall.
Beck.	Dwyer.
Bedford.	Engelhard.
Bourne.	Fain.
Bradley.	Few.
Burns.	Ford.
Butler.	Fuchs.
Calvert.	Glass.
Camp.	Golson.
Canon.	Good.
Cathey.	Goodman.
Caven.	Graves.
Chastain.	Greathouse.

Griffith.	Morse.
Haag.	Munson.
Hankamer.	Nicholson.
Harman.	Palmer.
Harris.	Parkhouse.
Harrison.	Patterson.
Hartzog.	Pavlica.
Head.	Pope.
Hester.	Puryear.
Hicks.	Ramsey.
Hill of Brazoria.	Ratliff.
Hill of Webb.	Ray.
Hodges.	Reader.
Holekamp.	Reed of Bowie.
Holland.	Reed of Dallas.
Holloway.	Renfro.
Hoskins.	Riddle.
Huddleston.	Roberts.
Hughes.	Rogers of Hunt.
Hunt.	Rogers
Hyder.	of Ochiltree.
Jackson.	Rollins.
James.	Ross.
Jefferson.	Russell.
Johnson	Savage.
of Anderson.	Scarborough.
Jones of Runnels.	Scott.
Jones of Shelby.	Shannon.
Kayton.	Shults.
Kyle of Hays.	Smith.
Kyle of Palo Pinto.	Stanfield.
Laird.	Steward.
Latham.	Stinson.
Lemens.	Stovall.
Leonard.	Sullivant.
Lindsey.	Tarwater.
Long.	Tennyson.
Lotief.	Thomas.
Magee.	Tillery.
Mathis.	Townsend.
McClain.	Turlington.
McCullough.	Van Zandt.
McDougald.	Vaughan.
McGregor.	Wagstaff.
McKee.	Walker.
Merritt.	Weinert.
Metcalf.	Wells.
Mitcham.	Winningham.
Moffett.	Wood.
Moore.	Young.
Morrison.	

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

A quorum was announced present.

Prayer by offered by Rev. Geo. W. Coltrin, Chaplain.

## LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Jones of Atascosa for today and tomorrow, on motion of Mr. Townsend.

Mr. Mackay for today, on motion of Mr. Fuchs.

Mr. West for today, on motion of Mr. Winningham.

Mr. Fisher for today, on motion of Mr. Alsup.

Mr. Johnson of Dimmit was granted leave of absence for today and the balance of the week, on motion of Mr. Ford, on account of illness.

## RELATIVE TO ROUTINE MOTIONS

On motion of Mr. Van Zandt, the House dispensed with the consideration of routine motions at this time.

## RELATIVE TO THE CONSIDERATION OF RESOLUTIONS

On motion of Mr. Van Zandt, the House dispensed with the consideration of resolutions at this time.

## INVITATION FROM SCHOOL FOR THE BLIND

The Speaker laid before the House, and had read, the following invitation:

Texas School for the Blind

Austin, Texas, April 10, 1933.

To the Members of the Forty-third Legislature:

You, your family, and your friends are cordially invited to attend a program which is to be given at the Texas School for the Blind, Wednesday evening, April 12, at 8:15. Since there are many new Members who have not seen an exhibition of our school work, we respectfully urge that you honor us with your presence on this occasion.

For those who do not have means of transportation, the Austin Chamber of Commerce will have cars for your convenience at the south entrance of the Capitol at 7:45. For the benefit of those who will come in their own cars, the School is located on Highway No. 29, just north of the Austin State Hospital.

Respectfully yours,

W. E. ALLEN,  
Superintendent.

## SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 209, to the Committee on Counties.

## HOUSE BILLS ON FIRST READING

Mr. Kayton moved that the following bills be introduced today, laid before the House, and referred to the appropriate committees:

The motion prevailed by the following vote:

Yeas—108

Adamson.	Hughes.
Aikin.	Hunt.
Alexander.	Hyder.
Alsup.	Jackson.
Anderson	James.
of Bexar.	Jefferson.
Anderson	Johnson
of Johnson.	of Anderson.
Baker.	Jones of Runnels.
Barrett.	Jones of Shelby.
Bedford.	Kayton.
Butler.	Kyle of Palo Pinto.
Calvert.	Latham.
Camp.	Leonard.
Canon.	Lindsey.
Cathey.	Lotief.
Caven.	Magee.
Chastain.	Mathis.
Clayton.	McClain.
Cowley.	McCullough.
Crossley.	McDougald.
Daniel.	McKee.
Davidson.	Merritt.
Dean.	Metcalfe.
Devall.	Mitcham.
Dunagan.	Moffett.
Engelhard.	Moore.
Fain.	Morse.
Few.	Munson.
Fuchs.	Nicholson.
Golson.	Palmer.
Good.	Pavlica.
Goodman.	Pope.
Graves.	Ramsey.
Haag.	Ratliff.
Hankamer.	Ray.
Harman.	Reader.
Hartzog.	Reed of Bowie.
Hester.	Reed of Dallas.
Hicks.	Renfro.
Hill of Brazoria.	Riddle.
Hill of Webb.	Roberts.
Hodges.	Rogers
Holekamp.	of Ochiltree.
Hoskins.	Rollins.
Huddleston.	Ross.

Savage.  
Scarborough.  
Shults.  
Smith.  
Stanfield.  
Steward.  
Stinson.  
Sullivant.  
Tarwater.  
Thomas.

Townsend.  
Turlington.  
Van Zandt.  
Vaughan.  
Walker.  
Weinert.  
Wells.  
Winningham.  
Wood.  
Young.

Nays—2

Puryear.

Russell.

Absent

Barron.  
Beck.  
Bourne.  
Bradley.  
Burns.  
Colson.  
Coombes.  
Dunlap.  
Duvall.  
Dwyer.  
Ford.  
Glass.  
Greathouse.  
Griffith.  
Harris.  
Harrison.  
Head.

Holland.  
Holloway.  
Kyle of Hays.  
Laird.  
Lemens.  
Long.  
McGregor.  
Morrison.  
Parkhouse.  
Patterson.  
Rogers of Hunt.  
Scott.  
Shannon.  
Stovall.  
Tennyson.  
Tillery.  
Wagstaff.

Absent—Excused

Fisher.  
Johnson  
of Dimmit.

Jones of Atascosa.  
Mackay.  
West.

The Speaker then laid the bills before the House; they were read first time, and referred to the appropriate committees, as follows:

By Mr. Kayton and Mr. Jefferson:

H. B. No. 880, A bill to be entitled "An Act amending Subdivision 37, of Article 199, of the Revised Civil Statutes of the State of Texas, providing for changes in the times for terms of court in the Thirty-seventh, Forty-fifth, Fifty-seventh, and Seventy-third Judicial Districts of Texas, providing for vacations for the judges thereof, providing necessary provisions with reference to processes, writs, and petit jurors made necessary by the changes made by this Act, and validating and legalizing the same, providing that the terms of court in the Ninety-fourth Judicial District of Texas shall remain as now fixed by law until January 1, 1935, and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Jefferson and Mr. Kayton:

H. B. No. 881, A bill to be entitled "An Act to amend Chapter 6, of Title 42, of the Revised Civil Statutes of the State of Texas, which said Chapter relates to rules of practice and procedure in certain district courts, by changing the first or definitive paragraph of said Chapter, said paragraph being the paragraph of Article 2092 which immediately precedes Section 1 of said Article 2092, so as to make said Chapter and all of its terms applicable also to counties having four or more district courts and lying west of the ninety-eighth meridian of longitude, in addition to counties to which said Chapter and its terms are now applicable, and declaring an emergency."

Referred to Committee on Judiciary.

### RECESS

On motion of Mr. Puryear, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

### AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

### CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 248

The Speaker laid before the House, for consideration at this time, the conference committee report on Senate Bill No. 248;

The report having been laid before the House for consideration on last Friday, and postponed until today.

On motion of Mr. McClain, the report was adopted by the following vote:

### Yeas—72

Alexander.	Crossley.
Alsup.	Daniel.
Anderson	Dunlap.
of Bexar.	Dunagan.
Anderson	Few.
of Johnson.	Fuchs.
Barron.	Golson.
Beck.	Graves.
Burns.	Greathouse.
Calvert.	Griffith.
Canon.	Haag.
Chastain.	Hankamer.
Clayton.	Harris.
Cowley.	Hartzog.

Hill of Brazoria.  
Hill of Webb.  
Hodges.  
Holland.  
Holloway.  
Hoskins.  
Hughes.  
Hyder.  
Jackson.  
Jones of Shelby.  
Kyle of Hays.  
Latham.  
Leonard.  
Lindsey.  
Long.  
Magee.  
McClain.  
McCullough.  
Metcalf.  
Mitcham.  
Moore.  
Morrison.  
Morse.  
Munson.

Palmer.  
Pope.  
Ramsey.  
Ratliff.  
Ray.  
Reader.  
Rogers  
of Ochiltree.  
Savage.  
Shults.  
Smith.  
Stanfield.  
Steward.  
Stinson.  
Sullivant.  
Tarwater.  
Thomas.  
Van Zandt.  
Wagstaff.  
Weinert.  
Wells.  
Wood.  
Young.

### Nays—33

Baker.	McDougald.
Barrett.	Merritt.
Bourne.	Parkhouse.
Cathey.	Reed of Bowie.
Coombes.	Reed of Dallas.
Davidson.	Rogers of Hunt.
Fain.	Ross.
Glass.	Russell.
Good.	Scarborough.
Goodman.	Scott.
Harman.	Stovall.
Head.	Tennyson.
Hunt.	Tillery.
James.	Vaughan.
Kayton.	Walker.
Laird.	Winningham.
Lotief.	

### Present—Not Voting

Devall.	Holekamp.
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### Absent

Adamson.	Johnson
Aikin.	of Anderson.
Bedford.	Jones of Runnels.
Bradley.	Kyle of Palo Pinto.
Butler.	Lemens.
Camp.	Mathis.
Caven.	McGregor.
Colson.	McKee.
Dean.	Moffett.
Duvall.	Nicholson.
Dwyer.	Patterson.
Engelhard.	Pavlica.
Ford.	Puryear.
Harrison.	Renfro.
Hester.	Riddle.
Hicks.	Roberts.
Huddleston.	Rollins.
Jefferson.	Shannon.

Townsend.	Turlington.
Absent—Excused	
Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

# HOUSE BILL NO. 435 WITH SEN- ATE AMENDMENTS

Mr. Anderson of Bexar called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 435, A bill to be entitled "An Act to amend Sections 11 and 12, of the Acts of 1927, Fortieth Legislature, page 26, Chapter 22, fixing the salary of the Judges of the County Courts at Law of Bexar County, Texas, at \$4,000, and fixing the maximum of the office of County Judge at \$6,500, whether the duties are performed by one or more persons, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

On motion of Mr. Anderson of Bexar, the House concurred in the Senate amendments by the following vote:

Yeas—105

Adamson.	Greathouse.
Aikin.	Griffith.
Alexander.	Haag.
Alsup.	Hankamer.
Anderson	Harris.
of Bexar.	Hartzog.
Anderson	Head.
of Johnson.	Hill of Webb.
Baker.	Hodges.
Barron.	Holland.
Beck.	Hoskins.
Bourne.	Huddleston.
Burns.	Hughes.
Calvert.	Hyder.
Canon.	Jackson.
Chastain.	James.
Clayton.	Jones of Runnels.
Cowley.	Jones of Shelby.
Crossley.	Kayton.
Daniel.	Kyle of Hays.
Davidson.	Laird.
Dean.	Latham.
Devall.	Leonard.
Dunagan.	Lindsey.
Fain.	Long.
Few.	Lotief.
Ford.	Magee.
Fuchs.	McClain.
Glass.	McCullough.
Golson.	McDougald.
Goodman.	Merritt.
Graves.	Metcalfe.

Mitcham.	Savage.
Moffett.	Scarborough.
Moore.	Scott.
Morrison.	Shults.
Morse.	Smith.
Munson.	Stanfield.
Palmer.	Steward.
Parkhouse.	Stinson.
Pope.	Stovall.
Puryear.	Sullivant.
Ramsey.	Tarwater.
Ratliff.	Tennyson.
Ray.	Thomas.
Reader.	Van Zandt.
Reed of Bowie.	Vaughan.
Reed of Dallas.	Wagstaff.
Rogers of Hunt.	Walker.
Rogers	Weinert.
of Ochiltree.	Wells.
Rollins.	Winningham.
Ross.	Wood.
Russell.	Young.

Present—Not Voting

Holekamp.	Hunt.
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Absent

Bedford.	Jefferson.
Bradley.	Johnson
Butler.	of Anderson.
Camp.	Kyle of Palo Pinto.
Cathey.	Lemens.
Caven.	Mathis.
Colson.	McGregor.
Coombes.	McKee.
Dunlap.	Nicholson.
Duvall.	Patterson.
Dwyer.	Pavlica.
Engelhard.	Renfro.
Good.	Riddle.
Harman.	Roberts.
Harrison.	Shannon.
Hester.	Tillery.
Hicks.	Townsend.
Hill of Brazoria.	Turlington.
Holloway.	

Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

# CONFERENCE COMMITTEE RE- PORT ON SENATE BILL NO. 57

Mrs. Hughes submitted the following conference committee report on Senate Bill No. 57:

Committee Room,  
Austin, Texas, April 8, 1933.

Hon. Edgar E. Witt, President of the Senate, and Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sirs: We, your conference committee, upon the part of the Senate and

upon the part of the House, heretofore appointed to adjust the differences between the Senate and the House on

S. B. No. 57, A bill to be entitled "An Act to amend Article 1839, Chapter 3, Title 39, of the Revised Civil Statutes, as amended by the Acts of the Regular Session of the Forty-second Legislature of the State of Texas, so as to fix the time for filing the transcript in the Court of Civil Appeals, and providing for an extension of such time for cause shown, and declaring an emergency,"

Beg leave to report that we have adjusted the differences between the two Houses, and have agreed as follows:

1. That the House amendment to said Senate Bill No. 57, which is in fact a substitute for said Senate Bill No. 57, be adopted with the following additional matter inserted after the word "time," in line 10 of the House amendments, to wit: "not exceeding fifteen days."

2. We recommend that said Senate Bill No. 57, as amended by the House, with the additional language hereinabove recommended, do pass.

Respectfully submitted,

WOODWARD,  
MURPHY,  
COLLIE,  
FELLBAUM,  
SMALL,

On the part of the Senate;

HUGHES,  
HANKAMER,  
McDOUGALD,  
HAAG,  
VAN ZANDT,

On the part of the House.

On motion of Mrs. Hughes, the report was adopted by the following vote:

Yeas—106

Adamson.	Camp.
Aikin.	Canon.
Alexander.	Cathey.
Alsup.	Chastain.
Anderson	Clayton.
of Johnson.	Coombes.
Baker.	Cowley.
Barrett.	Crossley.
Barron.	Daniel.
Bourne.	Davidson.
Burns.	Dean.
Calvert.	Devall.

Dunagan.	Mitcham.
Fain.	Moffett.
Few.	Moore.
Fuchs.	Morse.
Glass.	Munson.
Golson.	Palmer.
Goodman.	Parkhouse.
Graves.	Pope.
Greathouse.	Puryear.
Griffith.	Ratliff.
Haag.	Ray.
Hankamer.	Reader.
Harman.	Reed of Bowie.
Harris.	Reed of Dallas.
Hartzog.	Rogers of Hunt.
Head.	Rogers
Hill of Brazoria.	of Ochiltree.
Hill of Webb.	Rollins.
Hodges.	Ross.
Holland.	Russell.
Hoskins.	Scarborough.
Huddleston.	Scott.
Hughes.	Shults.
Hunt.	Smith.
Hyder.	Stanfield.
Jackson.	Steward.
James.	Stinson.
Jones of Runnels.	Stovall.
Jones of Shelby.	Sullivant.
Kyle of Hays.	Tarwater.
Laird.	Tennyson.
Latham.	Thomas.
Leonard.	Townsend.
Lindsey.	Van Zandt.
Long.	Vaughan.
Lotief.	Wagstaff.
Magee.	Walker.
McClain.	Weinert.
McCullough.	Wells.
McDougald.	Winningham.
Merritt.	Wood.
Metcalf.	Young.

Present—Not Voting

Holekamp.

Absent

Anderson	Johnson
of Bexar.	of Anderson.
Beck.	Kayton.
Bedford.	Kyle of Palo Pinto.
Bradley.	Lemens.
Butler.	Mathis.
Caven.	McGregor.
Colson.	McKee.
Dunlap.	Morrison.
Duvall.	Nicholson.
Dwyer.	Patterson.
Engelhard.	Pavlica.
Ford.	Ramsey.
Good.	Renfro.
Harrison.	Riddle.
Hester.	Roberts.
Hicks.	Savage.
Holloway.	Shannon.
Jefferson.	Tillery.
	Turlington.

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

## HOUSE BILL NO. 77 ON SECOND READING

On motion of Mr. Burns, the regular order of business was suspended to take up, and have placed on its second reading and passage to engrossment,

H. B. No. 77, A bill to be entitled "An Act regulating the practice of submitting special issues in trial of civil cases in the district and county court, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Coombes offered the following amendment to the bill:

Amend House Bill No. 77 by adding Section 1-a, as follows:

"Section 1-a. When a case is to be submitted to the jury upon special issues, the court shall prepare his charge upon such issues, and such charge shall be read to the jury before any evidence is adduced upon the trial, and each juror shall be furnished with a copy of all questions on issues to be answered."

On motion of Mr. Burns, the amendment was tabled.

Mr. Coombes offered the following amendment to the bill:

Amend House Bill No. 77 by striking out line 12.

The amendment was lost by the following vote:

## Yeas—51

Aikin.	Goodman.
Anderson	Harman.
of Johnson.	Hartzog.
Barrett.	Head.
Barron.	Hicks.
Calvert.	Hill of Brazoria.
Canon.	Hill of Webb.
Cathey.	Huddleston.
Clayton.	Hughes.
Colson.	Hunt.
Coombes.	Jefferson.
Crossley.	Kayton.
Dean.	Kyle of Palo Pinto.
Devall.	Magee.
Ford.	Metcalfe.
Fuchs.	Moore.
Glass.	Morse.
Good.	Munson.

Nicholson.  
Palmer.  
Patterson.  
Pavlica.  
Ratliff.  
Reed of Dallas.  
Renfro.  
Ross.

Scarborough.  
Shannon.  
Stinson.  
Tarwater.  
Turlington.  
Van Zandt.  
Vaughan.  
Wagstaff.

## Nays—62

Adamson.	McCullough.
Alexander.	McDougald.
Alsup.	Merritt.
Baker.	Mitcham.
Bourne.	Moffett.
Bradley.	Morrison.
Burns.	Parkhouse.
Camp.	Pope.
Chastain.	Purveyer.
Cowley.	Ray.
Daniel.	Reader.
Davidson.	Reed of Bowie.
Dunagan.	Riddle.
Fain.	Roberts.
Few.	Rogers of Hunt.
Golson.	Rogers
Graves.	of Ochiltree.
Greathouse.	Rollins.
Griffith.	Russell.
Haag.	Scott.
Hankamer.	Shults.
Harris.	Smith.
Hodges.	Steward.
Holekamp.	Stovall.
Holland.	Sullivant.
Jackson.	Tennyson.
Jones of Runnels.	Thomas.
Jones of Shelby.	Townsend.
Laird.	Walker.
Lindsey.	Winningham.
Lotief.	Wood.
McClain.	

## Absent

Anderson	Johnson
of Bexar.	of Anderson.
Beck.	Kyle of Hays.
Bedford.	Latham.
Butler.	Lemens.
Caven.	Leonard.
Dunlap.	Long.
Duvall.	Mathis.
Dwyer.	McGregor.
Engelhard.	McKee.
Harrison.	Ramsey.
Hester.	Savage.
Holloway.	Stanfield.
Hoskins.	Tillery.
Hyder.	Weinert.
James.	West.
	Young.

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	Wells.

House Bill No. 77 then failed to pass to engrossment.

Mr. Burns moved to reconsider the vote by which the bill failed to pass to engrossment.

Mr. Moore moved to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 62; nays, 62.

Mr. Moore called for a verification of the vote.

The roll of the yeas and nays was then called, and the verified vote announced as follows:

## Yeas—61

Aikin.	Kyle of Hays.
Anderson	Kyle of Palo Pinto.
of Bexar.	Latham.
Anderson	Leonard.
of Johnson.	Magee.
Baker.	McGregor.
Barrett.	McKee.
Barron.	Moore.
Calvert.	Morse.
Canon.	Munson.
Caven.	Nicholson.
Clayton.	Parkhouse.
Coombes.	Patterson.
Crossley.	Pavlica.
Dean.	Ratliff.
Devall.	Ray.
Dwyer.	Reed of Bowie.
Ford.	Reed of Dallas.
Good.	Renfro.
Goodman.	Ross.
Griffith.	Stanfield.
Haag.	Stinson.
Harman.	Tarwater.
Harrison.	Tennyson.
Head.	Tillery.
Hicks.	Turlington.
Hill of Brazoria.	Van Zandt.
Hill of Web.	Vaughan.
Holekamp.	Wagstaff.
Hughes.	Weinert.
Jackson.	Wells.
James.	

## Nays—60

Adamson.	Engelhard.
Alsup.	Fain.
Bourne.	Few.
Burns.	Glass.
Camp.	Golson.
Cathey.	Graves.
Chastain.	Greathouse.
Colson.	Hodges.
Daniel.	Holland.
Davidson.	Hoskins.

Huddleston.	Riddle.
Hunt.	Roberts.
Jefferson.	Rogers of Hunt.
Jones of Runnels.	Rogers
Jones of Shelby.	of Ochiltree.
Kayton.	Rollins.
Laird.	Russell.
Lemens.	Scarborough.
Lindsey.	Scott.
Lotief.	Shults.
McClain.	Smith.
McCullough.	Steward.
McDougald.	Stovall.
Merritt.	Sullivant.
Metcalfe.	Thomas.
Mitcham.	Townsend.
Moffett.	Walker.
Palmer.	Winningham.
Pope.	Wood.
Puryear.	Young.
Reader.	

## Absent

Alexander.	Hartzog.
Beck.	Hester.
Bedford.	Holloway.
Bradley.	Hyder.
Butler.	Johnson
Cowley.	of Anderson.
Dunlap.	Long.
Dunagan.	Mathis.
Duvall.	Morrison.
Fuchs.	Ramsey.
Hankamer.	Savage.
Harris.	Shannon.

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

The Speaker announced that the motion to table prevailed.

## MOTION TO TAKE UP HOUSE BILL NO. 279

Mr. James moved that the regular order of business be suspended to take up, and have placed on its second reading and passage to engrossment,

H. B. No. 279, A bill to be entitled "An Act amending Sections 3, 4, 6, 8, creating new sections to be known as Sections 8-a, 14, 15, 16, 17, 19, 20, and 23, of Chapter 107, Acts of the Regular Session of the Forty-first Legislature, relating to the creation of the Board of Pharmacy, and regulating pharmacies, drug stores, and the sale of drugs; and declaring an emergency."

The motion was lost.



HOUSE BILL NO. 282 ON SECOND  
READING

Mrs. Hughes moved that the regular order of business be suspended to take up, and have placed on its second reading and passage to engrossment,

H. B. No. 282, A bill to be entitled "An Act to levy an income tax upon natural persons and corporations, for the purpose of reducing the State ad valorem tax upon property; defining certain terms; providing that first tax shall be assessed in 1934 on net income for 1933; specifying under what conditions estates, trusts, and fiduciaries are taxable, and method of taxing same; exempting certain non-profit organizations; providing that the tax herein levied shall be a personal debt of the person assessed to the State of Texas; authorizing the Tax Commission to require certain records to be kept; providing for accounting periods according to fiscal or calendar year, and the method of changing such periods; defining 'net income'; defining 'gross income,' and specifying deductions all from gross income; prescribing what deductions shall be allowed to non-residents; specifying items not deductible from gross income; prescribing a method of determining gain or loss in sale of capital assets; prescribing when exchanges of property are taxable and to what extent; prescribing method of allocating and apportioning income of persons engaged in business outside of the State; providing certain exemptions; providing credits to non-resident taxpayers for certain taxes paid in State of residence; providing certain credits for other taxes; specifying who shall file returns, the content, manner, time, and place of filing, etc., and declaring an emergency."

The motion prevailed by the following vote:

Yeas—102

Aikin.	Camp.
Alexander.	Canon.
Alsup.	Cathey.
Anderson	Caven.
of Johnson.	Chastain.
Baker.	Clayton.
Barrett.	Colson.
Barron.	Cowley.
Bourne.	Crossley.
Bradley.	Daniel.
Burns.	Davidson.
Calvert.	Dean.

Devall.	McCullough.
Engelhard.	Merritt.
Fain.	Metcalfe.
Few.	Mitcham.
Fuchs.	Moffett.
Glass.	Moore.
Golson.	Morrison.
Good.	Morse.
Goodman.	Munson.
Graves.	Palmer.
Hankamer.	Parkhouse.
Harris.	Patterson.
Harrison.	Puryear.
Hartzog.	Ratliff.
Head.	Riddle.
Hester.	Roberts.
Hicks.	Rogers of Hunt.
Hill of Brazoria.	Rogers
Hodges.	of Ochiltree.
Holekamp.	Rollins.
Holland.	Ross.
Holloway.	Russell.
Hoskins.	Scarborough.
Hughes.	Scott.
Hunt.	Shults.
Hyder.	Smith.
Jackson.	Steward.
James.	Stinson.
Jefferson.	Stovall.
Jones of Shelby.	Tarwater.
Kyle of Hays.	Tennyson.
Kyle of Palo Pinto.	Tillery.
Laird.	Turlington.
Latham.	Van Zandt.
Lemens.	Vaughan.
Leonard.	Wagstaff.
Lindsey.	Walker.
Lotief.	Weinert.
Magee.	Winningham.
McClain.	Wood.

Nays—30

Adamson.	McGregor.
Anderson	McKee.
of Bexar.	Nicholson.
Beck.	Pavlica.
Bedford.	Pope.
Coombes.	Ray.
Duvall.	Reader.
Dwyer.	Reed of Bowie.
Ford.	Reed of Dallas.
Greathouse.	Renfro.
Haag.	Savage.
Harman.	Shannon.
Hill of Webb.	Sullivant.
Huddleston.	Townsend.
Kayton.	Wells.
Long.	

Absent

Butler.	Mathis.
Dunlap.	McDougald.
Dunagan.	Ramsey.
Griffith.	Stanfield.
Johnson	Thomas.
of Anderson.	Young.
Jones of Runnels.	

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

The Speaker laid the bill before the House, and it was read second time.

(Pending consideration of the bill, Mr. Long occupied the Chair temporarily.)

(Speaker in the Chair.)

Mrs. Hughes offered the following committee amendments to the bill:

(1)

Amend House Bill No. 282, the preamble, by striking out the last paragraph thereof.

(2)

Amend House Bill No. 282, Section 5, by striking out Subsection m.

(3)

Amend House Bill No. 282, Section 11, Subsection e, by inserting the following just before the last paragraph:

"In the case of sulphur mines, the allowance for depletion shall be 23 per cent of the gross income from the property during the taxable year; provided, that such allowance shall not exceed 50 per cent of the net income of the taxpayer (computed without allowance for depletion) from the property, except that in no case shall the depletion allowance be less than it would be if computed without reference to this paragraph."

(4)

Amend House Bill No. 282, Section 14, Subsection b, after the word "cost," whenever it appears, the words "on date of acquisition."

The amendments were severally adopted.

Mrs. Hughes offered the following committee amendment to the bill:

Amend House Bill No. 282, Section 44, Subsection a, paragraph 3, by striking out said paragraph and inserting in lieu thereof the following:

"The balance of such receipts, exclusive of filing fees, shall be credited to the General Revenue Fund and the Available School Fund, as follows:

"One-half ( $\frac{1}{2}$ ) of such receipts to the General Revenue Fund.

"One-half ( $\frac{1}{2}$ ) of such receipts to the Available School Fund."

Mr. Calvert offered the following substitute for the committee amendment:

Substitute amendment for committee amendment No. 5:

Amend House Bill No. 282, Section 44, Subsection a, paragraph 3, by striking out said paragraph, and inserting in lieu thereof the following:

"The balance of such receipts, exclusive of filing fees, shall be credited to the General Revenue Fund and the Available School Fund, as follows:

"One-fourth of such receipts to the General Revenue Fund and three-fourths of such receipts to the Available School Fund for a period of two years from the effective date of this Act, after the expiration of which time the balance of such receipts, exclusive of filing fees, shall be credited to the General Revenue Fund and the Available School Fund, as follows:

"One-half of such receipts to the General Revenue Fund and one-half of such receipts to the Available School Fund."

CALVERT,  
HESTER.

Question recurring on the substitute amendment by Mr. Calvert, yeas and nays were demanded.

The substitute amendment was adopted by the following vote:

Yeas—110

Adamson.	Daniel.
Aikin.	Davidson.
Alsup.	Dean.
Anderson	Devall.
of Johnson.	Dunagan.
Barrett.	Duvall.
Barron.	Fain.
Beck.	Few.
Bourne.	Ford.
Bradley.	Fuchs.
Burns.	Glass.
Butler.	Golson.
Calvert.	Goodman.
Camp.	Graves.
Canon.	Greathouse.
Caven.	Griffith.
Chastain.	Hankamer.
Clayton.	Harris.
Colson.	Harrison.
Crossley.	Hartzog.

Head.	Patterson.
Hester.	Pope.
Hicks.	Purveyer.
Hill of Brazoria.	Ratliff.
Hodges.	Ray.
Holland.	Reader.
Hoskins.	Reed of Bowie.
Huddleston.	Renfro.
Hughes.	Riddle.
Hunt.	Roberts.
Hyder.	Rogers of Hunt.
James.	Rollins.
Jefferson.	Ross.
Jones of Runnels.	Russell.
Jones of Shelby.	Savage.
Kayton.	Scarborough.
Kyle of Hays.	Shults.
Laird.	Smith.
Latham.	Stanfield.
Lemens.	Steward.
Leonard.	Stinson.
Lindsey.	Stovall.
Magee.	Sullivant.
McClain.	Tarwater.
McCullough.	Tennyson.
McDougald.	Thomas.
Merritt.	Tillery.
Metcalfe.	Townsend.
Mitcham.	Turlington.
Moffett.	Vaughan.
Moore.	Wagstaff.
Morse.	Wells.
Munson.	Winningham.
Nicholson.	Wood.
Palmer.	Young.
Parkhouse.	

## Nays—10

Cathey.	Jackson.
Coombes.	Reed of Dallas.
Dwyer.	Van Zandt.
Good.	Walker.
Haag.	Weinert.

## Present—Not Voting

Holekamp.

## Absent

Alexander.	Kyle of Palo Pinto.
Anderson	Long.
of Bexar.	Lotief.
Baker.	Mathis.
Bedford.	McGregor.
Cowley.	McKee.
Dunlap.	Morrison.
Engelhard.	Pavlica.
Harman.	Ramsey.
Hill of Webb.	Rogers
Holloway.	of Ochiltree.
Johnson	Scott.
of Anderson.	Shannon.

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

Question recurring on the amendment as substituted, yeas and nays were demanded.

The amendment as substituted was then adopted by the following vote:

## Yeas—102

Aikin.	Latham.
Alsup.	Lemens.
Anderson	Leonard.
of Johnson.	Lindsey.
Barrett.	Magee.
Barron.	McClain.
Beck.	McCullough.
Bourne.	McDougald.
Bradley.	Merritt.
Burns.	Metcalfe.
Calvert.	Mitcham.
Camp.	Moffett.
Canon.	Moore.
Caven.	Munson.
Chastain.	Nicholson.
Colson.	Palmer.
Crossley.	Parkhouse.
Daniel.	Purveyer.
Davidson.	Ratliff.
Dean.	Ray.
Devall.	Reader.
Dunagan.	Reed of Bowie.
Engelhard.	Renfro.
Fain.	Riddle.
Few.	Roberts.
Fuchs.	Rogers of Hunt.
Glass.	Rollins.
Golson.	Ross.
Goodman.	Russell.
Graves.	Savage.
Greathouse.	Scarborough.
Griffith.	Shults.
Harris.	Smith.
Harrison.	Stanfield.
Hartzog.	Steward.
Head.	Stinson.
Hester.	Stovall.
Hicks.	Sullivant.
Hill of Brazoria.	Tarwater.
Hodges.	Tennyson.
Holland.	Thomas.
Hoskins.	Tillery.
Huddleston.	Townsend.
Hughes.	Turlington.
Hunt.	Van Zandt.
Hyder.	Vaughan.
James.	Wagstaff.
Jones of Runnels.	Walker.
Jones of Shelby.	Winningham.
Kayton.	Wood.
Kyle of Hays.	Young.
Laird.	

## Nays—9

Cathey.	Hankamer.
Coombes.	Jackson.
Dwyer.	Reed of Dallas.
Good.	Weinert.
Haag.	

## Absent

Adamson.	Kyle of Palo Pinto.
Alexander.	Long.
Anderson	Lotief.
of Bexar.	Mathis.
Baker.	McGregor.
Bedford.	McKee.
Butler.	Morrison.
Clayton.	Morse.
Cowley.	Patterson.
Dunlap.	Pavlica.
Duvall.	Pope.
Ford.	Ramsey.
Harman.	Rogers
Hill of Webb.	of Ochiltree.
Holekamp.	Scott.
Holloway.	Shannon.
Jefferson.	Wells.
Johnson	
of Anderson.	

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

Mrs. Hughes offered the following committee amendment to the bill:

Amend House Bill No. 282 by adding three new sections, after Section 45, to be known as Sections 46, 47, and 48, and renumbering the other paragraphs accordingly:

"Section 46. For the information of the State Tax Board every income taxpayer hereunder who pays an income tax to the United States shall file duplicate income tax return with the State Tax Board at the time said taxpayer is required to file an income tax return with the Collector of Internal Revenue.

"Sec. 47. Each taxpayer or company subject to the tax imposed under this Act shall render to the State Tax Board, under oath, which, in case of a company, shall be under the oath of its president, its vice-president, or other principal officer, and of its treasurer or assistant treasurer, a true copy of the last return made to the Collector of Internal Revenue of the annual net income arising or accruing from all sources in its fiscal year or the calendar year next preceding, stating: The name and location of the principal place of business of such company; the State where organized, and the date of organization; the kind of business transacted, and a list of all subsidiary companies, if any, with the location of the principal place of

business of each; the gross amount of its income received during such year from all sources, and, if organized under the laws of a foreign country, the gross amount of its income received within the year from business transacted and capital invested within the United States; the amount of its ordinary and necessary expenses paid out of earnings, and the maintenance and operation of the business and properties of such company; and such other information as may be requested by the United States Treasury Department for the purpose of ascertaining the total amount of net income taxable under the United States Income Tax Act, the net income of such company or other income taxpayer after making the deductions authorized, the amount of taxes paid upon its income to the Internal Revenue Department for year next preceding the one for which return is made; in case of a company or other income taxpayer which carries on business outside of the State, the fair cash value of its real estate and tangible personal property in each county in this State, and the fair cash value of its real estate and tangible personal property located outside of this State; and in case of a company or other income taxpayer, deriving profits principally from the holding or sale of intangible property, the gross receipts from its business within and without this State, and the gross receipts from its business within this State. If the amount of the annual net income as returned by each such taxpayer to the collector of Internal Revenue shall be changed or corrected by the Commissioner of Internal Revenue, or by other official of the United States, such company or other income taxpayer, within ten days after receipt of notification of such change or correction, shall make return under oath or affirmation to the Tax Commissioner of such change or corrected net income upon which the tax is required to be paid to the United States.

"Sec. 48. In case of such failure to file a duplicate return any taxpayer having assets situated in this State shall forfeit two hundred dollars (\$200) for each such failure. Any taxpayer in such default which shall have a taxable net income, but have no assets within this State, in the case of company or corporation, any

officer thereof shall forfeit to the State twice the amount of the tax which may be assessed against such company or other income taxpayer for each such failure. Any such forfeit shall be collected by the Attorney General in a civil action brought in the name of the State of Texas. In every case of failure to file a duplicate return, the treasurer, or other defaulting officer, in the case of a corporation, should there be no assets in this State, shall be subject to a penalty of not less than fifty dollars (\$50), or, in case of a corporation having assets within the State, such corporation shall be subject to a forfeiture of not less than two hundred dollars (\$200). Every corporation required to file a report with the Tax Commissioner by the provisions of this Act which shall neglect to file the same for two consecutive fiscal years shall be construed to have forfeited its corporate rights and powers, and its existence as a corporation shall be terminated in the manner of termination of such rights and powers by the provisions of Article 7091, of the Revised Civil Statutes. A certificate of the Tax Commissioner, lodged in the office of the Secretary of State, showing the delinquency of any such corporation shall be prima facie conclusive of such delinquency, and the Secretary of State, in each such case of default, shall proceed in the manner prescribed in Article 7091, of the Revised Civil Statutes, except that immediately following the lodgment of such certificate by the Tax Commissioner, the Secretary of State shall notify such corporation, and if such corporation shall fail to file any report due to the State within thirty days from the date of such notice, the Secretary of State shall record in the records of corporations in his office a certificate by him signed, showing that the corporate rights and powers of such corporation have been forfeited by reason of such defaults. Each such corporation may be reinstated, and the property rights thereof and of the creditors of all persons concerned, shall be protected in the manner provided in Article 7092, of the Revised Civil Statutes."

The amendment was adopted.

Mrs. Hughes offered the following amendment to the bill:

Amend House Bill No. 282, Section 29, Subsection b, paragraphs 1, 2,

and 3, by striking out, in each Subsection, the words "one per cent (1%) per month," and inserting in lieu thereof the following: "ten (10) per cent per year."

The amendment was adopted.

Mrs. Hughes offered the following amendment to the bill:

Amend House Bill No. 282, Section 38, Subsections a and b, by striking out, in each Subsection, the words "one per cent (1%)," and inserting in lieu thereof the following: "ten (10) per cent per year."

The amendment was adopted.

Mr. Scarborough offered the following amendment to the bill:

Amend House Bill No. 282, page 5, line 27, by inserting "eleven" in place of "evelent."

SCARBOROUGH,  
LOTIEF.

The amendment was adopted.

Mr. Greathouse offered the following amendment to the bill:

Amend House Bill No. 282 by striking out the figures "\$2,000" where they appear in line 3, page 25, and in line 5, page 25, and in line 7, page 25, and insert in lieu thereof in the lines from whence stricken the figures "\$3,000."

Mrs. Hughes moved to table the amendment by Mr. Greathouse.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—68

Aikin.	Goodman.
Alexander.	Griffith.
Alsup.	Haag.
Anderson	Harris.
of Johnson.	Hicks.
Barrett.	Hill of Brazoria.
Barron.	Hodges.
Beck.	Holland.
Bedford.	Holloway.
Burns.	Hoskins.
Butler.	Huddleston.
Calvert.	Hughes.
Camp.	James.
Canon.	Jones of Runnels.
Caven.	Jones of Shelby.
Colson.	Kyle of Hays.
Crossley.	Laird.
Daniel.	Lemens.
Davidson.	Lindsey.
Devall.	Magee.
Engelhard.	Merritt.
Few.	Metcalfe.
Good.	Mitcham.

Munson.	Steward.
Nicholson.	Stinson.
Renfro.	Stovall.
Roberts.	Sullivant.
Rogers of Hunt.	Thomas.
Rogers	Tillery.
of Ochiltree.	Turlington.
Rollins.	Vaughan.
Russell.	Wagstaff.
Scarborough.	Winningham.
Shults.	Wood.
Smith.	Young.

## Nays—54

Adamson.	Kayton.
Anderson	Kyle of Palo Pinto.
of Bexar.	Latham.
Baker.	Lotief.
Bourne.	McCullough.
Cathey.	McDougald.
Chastain.	McGregor.
Clayton.	Moffett.
Coombes.	Moore.
Dunlap.	Morse.
Dunagan.	Palmer.
Duvall.	Parkhouse.
Fain.	Patterson.
Ford.	Pavlica.
Fuchs.	Pope.
Glass.	Puryear.
Golson.	Reader.
Graves.	Reed of Bowie.
Greathouse.	Reed of Dallas.
Hankamer.	Riddle.
Hartzog.	Savage.
Head.	Stanfield.
Hester.	Tarwater.
Hill of Webb.	Tennyson.
Hunt.	Townsend.
Hyder.	Walker.
Jackson.	Wells.
Jefferson.	

## Absent

Bradley.	McClain.
Cowley.	McKee.
Dean.	Morrison.
Dwyer.	Ramsey.
Harman.	Ratliff.
Harrison.	Ray.
Holekamp.	Ross.
Johnson	Scott.
of Anderson.	Shannon.
Leonard.	Van Zandt.
Long.	Weinert.
Mathis.	

## Absent—Excused

Fisher.	Jones of Atascosa.
Johnson	Mackay.
of Dimmit.	West.

Mr. Lemens offered the following amendment to the bill:

Amend House Bill No. 282, Section 5, by adding, on page 9, between lines 29 and 30, the following:

"n. Domestic building and loan associations substantially all the business of which is confined to making loans to members."

On motion of Mrs. Hughes, the amendment was tabled.

Mr. Wagstaff offered the following amendment to the bill:

Amend House Bill No. 282 by inserting, between lines 35 and 36, page 26, the following:

"The amount of State ad valorem taxes paid during the taxable year, under this Act, may be applied as a credit on the income tax required to be paid hereunder."

WAGSTAFF,  
HILL of Webb,  
MOFFETT.

On motion of Mrs. Hughes, the amendment was tabled.

## BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

H. B. No. 435, "An Act to amend Sections 11 and 12, of the Acts of 1927, Fortieth Legislature, page 26, Chapter 22, fixing the salary of the Judges of the County Courts at Law of Bexar County, Texas, at \$4,000, and fixing the maximum of the office of County Judge at \$6,500, whether the duties are performed by one or more persons, and declaring an emergency."

## MESSAGE FROM THE SENATE

Senate Chamber,  
Austin, Texas, April 10, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 505, A bill to be entitled "An Act authorizing the Banking Commissioner of Texas, as statutory receiver or liquidator, when any State bank or bank and trust company, organized under the laws of

the State of Texas, voluntarily places itself in his hands for liquidation, or when he closes a State bank or bank and trust company and takes charge of same for the purpose of liquidating it, to borrow money from the Reconstruction Finance Corporation as created by Act of Congress of the United States; and declaring an emergency."

The Senate has adopted conference committee report on Senate Bill No. 57 by the following vote: Yeas, 31; nays, 0.

The Senate has refused to adopt House Concurrent Resolution No. 44, Proposing to memorialize Congress to pass Senate Bill No. 1197, known as the Frazier Bill.

Respectfully,  
**BOB BARKER,**  
 Secretary of the Senate.

#### SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 505, to the Committee on Banks and Banking.

#### COMMITTEE ON CLAIMS AND ACCOUNTS EXCUSED

On motion of Mr. Engelhard, the Committee on Claims and Accounts was granted leave of absence for next Wednesday afternoon on account of an important committee meeting.

#### NOTICE GIVEN

Mr. McDougald gave notice that he would, on the next Legislative day, move to take up, for consideration at that time, House Bill No. 487, which bill had heretofore been laid on the table subject to call.

#### RECESS

Mr. Calvert moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

Mr. Anderson of Bexar moved that the House recess to 9:30 o'clock a. m., tomorrow.

The motion of Mr. Anderson of Bexar prevailed, and the House, accordingly, at 5:40 o'clock p. m., took recess to 9:30 o'clock a. m., tomorrow.

#### APPENDIX

#### REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,  
 Austin, Texas, April 10, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 34, Granting Inez Gamboa permission to sue the State,

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
 Austin, Texas, April 9, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 271, "An Act to provide that transferors for collection of negotiable instruments shall be preferred creditors of State banks, and/or State bank and trust companies, authorized to do business under the laws of the State of Texas in certain cases, and repealing all laws in conflict herewith, and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
 Austin, Texas, April 10, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 376, "An Act creating the office of county purchasing agent in certain counties; fixing his term of office and providing for the commissioners court to adopt the system of rules for said office; providing for the removal of said officers and fixing his salary; providing for assistants and fixing their salary; providing for a bond and fixing the amount and prescribing the duties of the purchasing agent; placing said agent under the supervision of the purchasing committee of the commissioners court; providing for the manner of

purchasing by competitive bids, and making exceptions thereto; providing for the payment of claims on the contracts made by the purchasing agent, and providing for the records to be kept by said agent of all equipment, tools, and supplies owned by the county, and for the filing of an annual report to the county auditor, and empowering the agent to apportion and adjust all equipment and supplies between the county employes or departments; fixing the liability of the purchasing agent under the prescribed duties of his office and providing for department heads to account for all properties of said county under the control of said department; providing for the retirement of obsolete equipment or tools and the disposition of such under the supervision of the commissioners court; prohibiting county officers of said county being financially interested directly or indirectly in any contract with said county except his own salary; fixing a penalty for violation therefor, and fixing the penalty for violation of any other provision of this Act; providing for all fines and penalties provided for in this Act and all other moneys collected by virtue of this Act to be paid into the general fund; providing for the judges of the criminal district courts to especially charge the grand jury on provisions of this Act, and providing for judicial cognizance without proof or pleading of the provisions of this Act; making this Act cumulative of all general laws of the subjects embraced in this Act, if not in conflict herewith; and providing that if any part of this Act is unconstitutional, the remaining portions shall be valid; and repealing all laws or parts of laws in conflict with the terms and provisions of this Act; and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,  
Austin, Texas, April 10, 1933.  
Hon. Coke Stevenson, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 435, "An Act to amend Sections 11 and 12, of the Acts of 1927, Fortieth Legislature, page 26,

Chapter 22, fixing the salary of Judges of the County Courts at Law of Bexar County, Texas, at four thousand dollars (\$4,000), and fixing the maximum of the office of County Judge at six thousand five hundred dollars (\$6,500), whether the duties are performed by one or more persons; and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

## FORTY-NINTH DAY

(Continued)

(Tuesday, April 11, 1933)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

## HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Morrison:

H. B. No. 882, A bill to be entitled "An Act providing for open season for the taking and killing of squirrels in Kaufman County, Texas, during the months of October, November, and December of each year."

Referred to Committee on Game and Fisheries.

By Mr. Ross:

H. B. No. 884, A bill to be entitled "An Act providing for an open season on squirrels in Liberty and Hardin Counties, providing a penalty, and declaring an emergency."

Referred to Committee on Game and Fisheries.

On motion of Mr. Engelhard, by unanimous consent of the House, the following bill was introduced today, laid before the House, and referred to the appropriate committee, as follows:

By Mr. Engelhard:

H. B. No. 883, A bill to be entitled "An Act providing the time for taking or hunting rails and gallinules;